



I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY: _____

Date: November 18, 2003

MAIL STOP AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Patent Application of Futoshi Tanigawa et al. : Group Art Unit: 1745
Conf. No.: 1498 :
Appln. No. 09/752,375 : Examiner: Gregg Cantelmo
Filed: December 29, 2000 :
For: PASTE TYPE POSITIVE ELECTRODE FOR : Attorney Docket
ALKALINE STORAGE BATTERY, AND : No. 10059-365US
NICKEL-METAL HYDRIDE STORAGE : (P23917-01)
BATTERY :

RECEIVED
DEC 03 2003
TC 1700

**NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Decisions dated June 18, 2003 (Paper No. 9) and October 1, 2003 (Paper No. 11), of the Primary Examiner finally rejecting claims 1, 4, 7, 10 and 13.

The items checked below are appropriate:

- ☐ A Petition for Extension of Time with extension fee for month(s) to to respond to the final rejection was filed on .
- ☒ A Petition for Extension of Time for two months to file the Notice of Appeal and the requisite extension fee in the amount of \$ 420.00 are enclosed.
- ☒ Notice of Appeal fee is enclosed (if applicable)
☐ \$165.00 - Small Entity has been previously established in this case.
☒ \$330.00.
☐ Not required (fee paid in prior appeal).
- ☐ An oral hearing before the Board of Appeals is respectfully requested. Requisite fee is enclosed.

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330.00 0P

- ☐ \$145.00 – Small Entity has been previously established in this case.
☐ \$290.00.

☒ Our firm's checks in the amounts of \$420 and \$330 are enclosed.

☒ The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 210059.0368) for any overpayments or deficiencies in the above-calculated fee. A duplicate copy of this notice is enclosed.

Respectfully submitted,

FUTOSHI TANIGAWA ET AL.

11/18/03
(Date)

By:

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